

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA  
JOHNSTOWN DIVISION**

ANTHONY J. ZANGHI, KENNETH J. SOWERS, DOMINIC MCCUCH, JAMES HOHMAN, DARRELL SHETLER on behalf of themselves and others similarly situated, and UNITED STEEL, PAPER AND FORESTRY, RUBBER, MANUFACTURING, ENERGY, ALLIED INDUSTRIAL AND SERVICE WORKERS INTERNATIONAL UNION, AFL-CIO/CLC,

Plaintiffs,

v.

FREIGHTCAR AMERICA, INC., JOHNSTOWN AMERICA CORPORATION, and JOHNSTOWN AMERICA CORPORATION USWA HEALTH & WELFARE PLAN,

Defendants.

Civil Action No. 3:13-CV-00146

Class Action

Jury Trial Demanded

Electronically Filed

Judge Kim R. Gibson

**CLASS COUNSEL'S MOTION FOR AN ORDER  
APPROVING ATTORNEYS' FEES AND EXPENSES**

Class Counsel, on their own behalf and on behalf of class representatives Anthony J. Zanghi, Kenneth J. Sowers, Dominic McCuch, James Hohman, and Darrell Shetler ("Plaintiffs") hereby move for an award of attorneys' fees and expenses pursuant to Fed. R. Civ. P. 23(h), Fed. R. Civ. P. 54(d), and 29 U.S.C. § 1132(g)(1). Class Counsel's Memorandum of Law in support of this Motion, along with supporting exhibits and supporting declarations, are filed herewith. In accordance with the Settlement Agreement, Defendants do not oppose this motion. Class Counsel ask this Court to award them reimbursement of their litigation expenses in the total amount of \$27,931.23, including \$25,621 for Feinstein Doyle Payne and Kravec, LLC, \$142.81 for Brian Zimmerman of B. Zimmerman Law, and \$2,167.42 for attorneys from Cornfield and

Feldman, LLP. Class Counsel also ask this Court to award \$1,272,068.77 as a reasonable attorneys' fee.

WHEREFORE, Class Counsel pray for approval of the requested fees and expenses as set forth in the attached memorandum. A proposed order is filed herewith.

Dated: November 12, 2015

Respectfully submitted,

s/ William T. Payne  
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the Class*